



Appln. Serial No. 09/895,057
Attorney's Docket No. 42390P11869
Reply to non-final Office Action mailed on March 24, 2005

REMARKS

Claims 1-30 remain pending in the application, with claims 1, 7, 11, 17 and 21 being the independent claims. Independent claims 1, 11 and 21 and dependent claims 2, 12 and 22 are sought to be amended. Entry and consideration of this Amendment is respectfully requested. No new matter is believed to have been introduced by this Amendment.

Applicants have made the above Amendment to more particularly point out and distinctly claim the subject matter which Applicants regard as the invention. Based on the above Amendment and the following Remarks, Applicants respectfully request that the Examiner reconsider and withdraw all outstanding rejections.

Rejections under 35 U.S.C. § 102(e)

Claims 1-30 are rejected under 35 U.S.C. § 102(e) as being allegedly unpatentable over U.S. Patent No. 6,668,246 (hereinafter referred to as "Yeung"). Applicants respectfully traverse this rejection for at least the following reason.

Independent claims 1, 7, 11, 17 and 21 each include a similar feature of a callback function that must be accessed in order to receive the decrypted content stream. Yeung does not teach or suggest accessing a callback function in order to receive the decrypted content stream. In support of the rejection of the claims that originally included the callback function, the Examiner cited Yeung at col. 7, lines 34-54 and at col. 7, lines 8-67. In Yeung, it appears that it is the degree of successful replication of key(s) that controls the level of access to delivered content (see, Yeung, col. 7, lines 40-43 and col. 8, lines 1-21). Thus, while Yeung

relies on the successful replication of key(s) to determine what level of quality is available for playback of the content (see, Yeung, col. 8, lines 6-12), the present claimed invention relies on access to the callback function in order to receive the decrypted content stream.

Yeung does disclose a playback window that may be used to allow the content provider to review the content prior to undergoing selected data scrambling, visual scrambling, and/or watermarking schemes (see, Yeung, col. 7, lines 29-32). The playback window of Yeung is not accessed in order to receive the decrypted content stream. Thus, the playback window of Yeung is very different from the claimed callback function of the present invention. For at least the reasons discussed, independent claims 1, 7, 11, 17 and 21 and their respective dependent claims 2-6, 8-10, 12-16, 18-20 and 22-30 are distinguishable from Yeung. Accordingly, Applicants respectfully request that the rejection to these claims under 35 U.S.C. § 102(e) be reconsidered and withdrawn.

INVITATION FOR A TELEPHONE INTERVIEW

The Examiner is invited to call the undersigned, Molly A. McCall, at (703) 633-3311 if there remains any issue with allowance of the case.

CONCLUSION

Applicants respectfully submit that all of the stated grounds of rejection have been properly traversed accommodated or rendered moot. Thus, Applicants believe that the present application is in condition for allowance, and as such, Applicants respectfully request reconsideration and withdrawal of the outstanding rejections, and allowance of this application.

Respectfully submitted,

Dated: 5-19-05

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage. Enclosed envelope addressed to Commissioner for Patents, P.O. Box 100, Washington, VA 22313 on:

5-19-05
Date of Deposit
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